

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

_____	:	
CANDIDO ORTIZ-MARTINEZ,	:	Hon. Jerome B. Simandle
	:	
Petitioner,	:	Civil Action No. 05-903 (JBS)
	:	
v.	:	
	:	
WARDEN MINER,	:	<u>ORDER</u>
	:	
Respondent.	:	
_____	:	

For the reasons expressed in the Opinion filed herewith,
IT IS on this 16th day of December, 2005,
ORDERED that Respondent's motion [docket entry #5] to
dismiss the Petition is granted; and it is further

ORDERED that the Petition is DISMISSED for lack of
jurisdiction; and it is further

ORDERED that the Clerk shall serve copies of this Order and
the accompanying Opinion upon the parties, and shall close the
file.

s/ Jerome B. Simandle
JEROME B. SIMANDLE, U.S.D.J.